

**UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA**

**Jessica Baribeau; Jamie Jones, Kate
Kibby, on her own behalf and as guardian
for her minor brother Kyle Kibby; Raphi
Rechitsky; Jake Sternberg; and Christian
Utne,**

Civil No. 06-4953 (JNE / SRN)

ORDER

Plaintiffs,

v.

**City of Minneapolis, Inspector Jane
Harteau, Sgt. Tim Hoepfner, Sgt. E.T.
Nelson, Sgt. John Billington, Sgt. D.
Pommerenke, Sgt. Erica Christensen,
Officer Tim Merkel, Officer Roderic
Weber, Officer Sherry Appledorn, Officer
Jeanine Brudenell, Officer Robert Greer,
Officer Jane Roe (true name unknown),
Officer John Doe (true name unknown),**

and

**County of Hennepin, Sean Kennedy,
Becky Novotny, Sam Smith (true name
unknown) and Officer Mary Jones (true
name unknown),**

Defendants.

The above-entitled matter comes before the Court upon the Report and Recommendation of United States Magistrate Judge Susan Richard Nelson dated June 18, 2007. No objections have been filed to that Report and Recommendation in the time period permitted.

Based on the Report and Recommendation of the Magistrate Judge, and all of the files, records and proceedings herein,

IT IS HEREBY ORDERED that:

1. Defendant's motion to dismiss (Doc. No. 3) is DENIED.

DATED: July 20, 2007.

s/ Joan N. Ericksen
Judge Joan N. Ericksen
United States District Court Judge